

2/28/02

(75)  
2/28/02  
18m

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

VICTOR R. COTTON,

Plaintiff

v.

THREE RIVERS HEALTH PLANS, INC.,  
a Corporation, and WARREN  
CARMICHAEL,

Defendants

:  
: Civil Action No. 1:CV-00-1709  
: ✓  
: Judge Kane

FILED  
HARRISBURG

FEB 27 2002

MARY E. D'ANDREA, CLERK  
Per.                       
DEPUTY CLERK

**PLAINTIFF'S OBJECTIONS TO DEFENDANT'S PROPOSED SPECIAL JURY  
INTERROGATORIES**

1. OBJECTION – Plaintiff objects to Defendant's proposed Special Jury Interrogatory #1 to the extent that the Pennsylvania Medical Gag Clause Prohibition, 40 P.S. 991.2111 is clear on its face and defines "health care provider" as a licensed physician.
2. OBJECTION Plaintiff objects to Defendant's proposed Special Jury Interrogatory #2 to the extent that it paraphrases the language of the statute, 40 P. S. 991.2113(c)(1).
3. OBJECTION – Plaintiff objects to Defendant's proposed Special Jury Interrogatory #3 to the extent that it paraphrases the language of the statute, 40 P.S. 991.2113(c)(3).
4. OBJECTION – Plaintiff objects to Defendant's proposed Special Jury Interrogatory #4 to the extent that it paraphrases the language of the statute, 40 P.S. 991.2113(c)(1) and (3).
5. OBJECTION – Plaintiff objects to Defendant's proposed Special Jury Interrogatory #5 because it is Defendant's burden to prove that it had separate, plausible and legitimate reasons for terminating Dr Cotton's employment.

6. NO OBJECTION

7. OBJECTION – Plaintiff objects to Defendant’s proposed Special Jury Interrogatory #7 to the extent that Defendant misstates Plaintiff’s damages.

8. OBJECTION – Plaintiff objects to Defendant’s proposed Special Jury Interrogatory #8 to the extent that there was no means by which Plaintiff could mitigate his damages.

9. OBJECTION – Plaintiff objects to Defendant’s proposed Special Jury Interrogatory #9 to the extent that there was no means by which Plaintiff could mitigate his damages.

Respectfully submitted,

HAGGERTY LAW FIRM

By: 

William E. Haggerty, Esquire  
Attorney I.D. No. 23845  
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**CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving a true and correct copy of the foregoing document upon the person(s) and in the manner indicated below, which service satisfies the requirements of the Federal Rules of Civil Procedure.

**SERVICE BY FIRST CLASS MAIL ADDRESSED AS FOLLOWS:**

David R. Fine, Esquire  
Kirkpatrick & Lockhart  
240 North Third Street  
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DATED: February 26, 2002

HAGGERTY LAW FIRM

By: 

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